

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

In re CASSAVA SCIENCES, INC.  
SECURITIES LITIGATION

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Master File No. 1:21-cv-00751-DAE

CLASS ACTION

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This Document Relates To:

ALL ACTIONS

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**AGREED MOTION REGARDING EXTENSION OF TIME TO FILE A RULE 12(f)  
MOTION REGARDING DEFENDANTS' ANSWER**

Lead Plaintiff Mohammad Bozorgi and additional plaintiffs Ken Calderone and Manohar Rao (“Plaintiffs”) and defendants Cassava Sciences, Inc., Remi Barbier, Lindsay Burns, and Eric J. Schoen (“Defendants”) (together with Plaintiffs, the “Parties”) submit this agreed motion regarding an extension of time to file a potential motion under Federal Rule of Civil Procedure 12(f) to strike certain defenses from Defendants’ Answer to the Consolidated Complaint for Violations of the Federal Securities Laws (ECF 108) (“Answer”) and stipulate as follows:

1. On May 11, 2023, the Court granted in part and denied in part Defendants’ Motion to Dismiss Plaintiffs’ Consolidated Complaint (ECF 104).

2. On May 23, 2023, Defendants filed the Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint for Violations of the Federal Securities Laws (ECF 105).

3. On May 24, 2023, the Court granted Defendants’ Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint for Violations of the Federal Securities Laws, setting June 26, 2023 as the deadline (ECF 106).

4. On June 23, 2023, Defendants filed the Second Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint for Violations of the Federal Securities Laws (ECF 107).

5. On June 26, 2023, the Court granted Defendants’ Second Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint for Violations of the Federal Securities Laws, setting July 3, 2023 as the deadline (Text Order GRANTING [107], dated June 26, 2023).

6. On July 3, 2023, Defendants filed the Answer (ECF 108).

7. On July 21, 2023, Plaintiffs filed the Agreed Motion Regarding Extension of Time to File a Rule 12(f) Motion Regarding Defendants’ Answer (ECF 109).

8. On July 24, 2023, the Court granted the Agreed Motion Regarding Extension of Time to File a Rule 12(f) Motion Regarding Defendants' Answer, setting August 31, 2023 as the deadline (Text Order GRANTING [109], dated July 24, 2023).

9. On August 3, 2023, Plaintiffs filed the Joint Motion to Amend Scheduling Recommendations (ECF 114).

10. On August 14, 2023, the Court granted Plaintiffs' Joint Motion to Amend Scheduling Recommendations, which included a January 5, 2024 deadline for Plaintiffs to file a motion to strike defenses from the Answer. (ECF 117).

11. The Parties continue to meet-and-confer regarding the propriety of certain defenses raised in the Answer.

12. Therefore, the Parties request that the time for Plaintiffs to file a motion to strike defenses from the Answer, if any, shall be extended to January 31, 2024.

13. The request for an extension is not sought for purposes of delay and will not affect any other case deadlines.

For these reasons, the Parties respectfully request that the Court extend the deadline for Plaintiffs to file a motion to strike defenses from the Answer, if any, until January 31, 2024.

DATED: January 2, 2024

Respectfully submitted,

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*s/ Claudia Wilson Frost (by permission)*

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### **CERTIFICATE OF CONFERENCE**

The undersigned certifies that the parties' counsel conferred by email.

*s/ Kevin A. Lavelle*  
\_\_\_\_\_  
KEVIN A. LAVELLE

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on January 1, 2024, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the email addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

s/ Kevin A. Lavelle

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